

**JOE WARDY**  
MAYOR



***CITY COUNCIL***

**SUSAN AUSTIN**  
DISTRICT NO. 1

**ROBERT A. CUSHING, JR.**  
DISTRICT NO. 2

**JOSE ALEXANDRO LOZANO**  
DISTRICT NO. 3

**JOHN F. COOK**  
DISTRICT NO. 4

**DANIEL S. POWER**  
DISTRICT NO. 5

**PAUL J. ESCOBAR**  
DISTRICT NO. 6

**VIVIAN ROJAS**  
DISTRICT NO. 7

**ANTHONY W. COBOS**  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
MAY 25, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Pastor Robert Hooks  
Pledge of Allegiance

**MAYOR'S PROCLAMATIONS**

1. ***Mental Health Month***
2. ***National Senior Health and Fitness Day***
3. ***Temple Mount Sinai Mitzvah Volunteer Effort Day***

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Additions to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meetings of March 11, 2003 and May 18, 2004; Special City Council Meeting of May 17, 2004 and Legislative Review Committee of the Whole Meeting of May 17, 2004.

3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**4. RESOLUTIONS:**

- 4A.** Designating the City owned property bounded by the perimeter of all of Blocks 56, 66, and the South 145 Feet of Block 67 Morningside Heights Addition, according to the plat thereof on record in Volume 11, Page 33, Plat Records of El Paso County, Texas, as a "Pedestrian way" and an "Open space" as defined by Section 19.04.040, Definition, of the El Paso Municipal Code, and that the El Paso City Council approves this location as a proposed "Open Space Enhancement" project to be known as "Pollard Street Pedestrian Way" as required by Proposition No. 3 of the Feb. 7, 2004 General Obligation Bond Election. **(District 2)** [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 4B.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and the following individuals to teach art classes and/or adult studio classes at the Museum of Art from June 1, 2004 through August 31, 2004 at an hourly rate of \$20.00. [El Paso Museum of Art, Becky Duval-Reese, (915) 532-1707]
1. **CLARK J. ALDRIDGE**, instruct the "Toon Time and Zoorific" class, not to exceed 24 hours per week.
  2. **WENDY BURTZ**, instruct the "Mudslingers, Clay and Papermaking" class, not to exceed 24 hours per week.
  3. **MARY JANE CAHALAN**, instruct the "Family Workshop" and backup instructor for June Camps, not to exceed 24 hours per week.
  4. **JONATHAN J. FAFLIK**, instruct the "Abstract Drawing Bootcamp", not to exceed 24 hours per week.
  5. **RONALD P. FRITSCH**, instruct the "Joy of Watercolor: Beginning Watercolor for Adults" and "Learning to See: Beginning Acrylic for Adults" classes, not to exceed 6 hours per week.
  6. **MARTHA A. GARCIA**, instruct the "Adult Wheel Throwing" class and backup instructor for the "Mudslingers" class, not to exceed 15 hours per week.
  7. **DAVID P. HERRERA**, instruct the "Family Workshop" class, not to exceed 12 hours per week.
  8. **ROSIE C. JONES**, instruct the "Weaving Wonders" class, not to exceed 12 hours per week.
  9. **SUSAN R. LIGHT**, instruct the "Painting with the Masters, Puppets, Masks & More," "Pastel Party" and "Family Collage Workshop" classes, not to exceed 24 hours per week.
  10. **MARIE B. LIVINGSTON**, instruct the "Clay and Papermaking," Clay and Papermaking TOTS," "Clay Camp," and "Pee Wee's Clay house" classes, not to exceed 24 hours per week.
  11. **DEBBY MORALES**, instruct the "Zoorific, Down & Dirty with Art" and "Pastel Party" classes, not to exceed 24 hours per week.
  12. **JUAN A. MURO**, instruct the "Family Cartooning Workshop" and backup instructor for the "Toon Time" class, not to exceed 12 hours per week.
  13. **MARY O'BRIEN LONG**, backup instructor for "Intro to Jewelry Making" class and "Family Workshop," not to exceed 12 hours per week.

14. **AMANDA RETA-CABEZUT**, instruct the “Principles of Creativity,” and “Adult Theory of Creativity and Decision Making” classes, not to exceed 12 hours per week.
  15. **DAWN PEPPAS**, instruct the “Multimedia Madness” class, “Art of Storytelling” class, “Printmaking Basics” class, and backup instructor for various camps, not to exceed 24 hours per week.
  16. **MITSU OVERSTREET**, instruct the “Drawing and Collage” and Drawing FUN-damentals for Adults” classes, not to exceed 24 hours per week.
  17. **JANINE RUDNICK**, instruct the “Puppets, Masks & More” class, “Clay Creations” class, “Intro to Jewelry Making” class and “Jewelry Making Family Workshop, not to exceed 24 hours per week.
  18. **ANNE D. STEWART**, instruct the “Deep in the Art of Texas” class, “Art Explorations” class, and “Family Workshops,” not to exceed 24 hours per week.
- 4C.** That the Mayor be authorized to sign an Agreement for Architectural Services by and between the **CITY OF EL PASO** and **MCCORMICK ARCHITECTURE, LLC**, for a project known as “**Shawver Pool Improvements**”, in an amount not to exceed THIRTY-SEVEN THOUSAND NINE HUNDRED FIFTY AND NO/100 DOLLARS (\$37,950.00). **(District 7)**  
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 4D.** That the Mayor be authorized to sign an Agreement for Architectural Services by and between the **CITY OF EL PASO** and **CF ASSOCIATES, INC.**, for a project known as “**Nations Tobin and Pavo Real Recreation Center Re-roofing**”, in an amount not to exceed THIRTY-FOUR THOUSAND SEVEN HUNDRED SEVENTY-SIX AND NO/100 DOLLARS (\$34,776.00). **(Districts 2 and 6)**  
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 4E.** That the Mayor be authorized to sign a Second Amendment to Agreement for Architectural Services by and between the City of El Paso and Martinez & Johnson|Architecture, P.C. for the design of the interior of the Children’s Theatre. The cost of the additional design services and subsequent related construction costs are to be paid for by the El Paso Community Foundation.  
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 4F.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ROSY BUENNING**, to assist the Human Resources Department as a Civil Service Commission Recorder at an hourly rate of \$16.09 for 40 per week. The term of the contract shall be for the period of May 26, 2004 through November 25, 2004. [Human Resources, Terry A. Bond, (915) 541-4509]
- 4G.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **TOLL COLLECTION SUPERVISOR** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **1537**. The Grade shall be **GS 21**. [Human Resources, Terry A. Bond, (915) 541-4509]

- 4H.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **TOLL COLLECTION MANAGER** is hereby revised as specified in the duties and responsibilities attached hereto. The Code shall be **5258**. The Grade shall be **PM 77**. [Human Resources, Terry A. Bond, (915) 541-4509]
- 4I.** That the Mayor be authorized to sign a Right-of-Entry Agreement with Gertrude Delk to permit personnel from the El Paso Museum of Archaeology at Wilderness Park to map and digitally record examples of rock art on premises owned by Ms. Delk in Grant County, New Mexico, for two days during the period May 31 to June 14, 2004.  
[Museum of Archaeology at Wilderness Park, Dr. Marc Thompson, (915) 755-4332]
- 4J.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

**ACOSTA SPORTS CENTER****DEPARTMENT ID: 51010215, ACCOUNT 502215**

CONTRACTOR: El Paso Umpires Association, Umpires/Scorekeepers  
 DATES: May 27, 2004 through August 31, 2004  
 RATE PER CL: \$62.00  
 MAXIMUM AMT: \$3,720.00  
 CONTRACT: **2003/2004-145**

- 4K.** That in accordance with the Resolution of the City Council adopted October 17, 1989 pertaining to the entering into contracts for the disposal of forfeited property under the Code of Criminal Procedure, the Chief of Police is authorized to enter into an agreement with the District Attorney of the 34<sup>th</sup> Judicial District of Texas pertaining to the asset forfeiture proceedings concerning properties located at 6295 Alameda, 6315 Alameda and 6345 Alameda in El Paso, Texas.  
[Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]
- 4L.** That the Mayor be authorized to accept donations from various business, civic organizations and citizens of money, items to assist with the organization of the D.A.R.E. race/run on November 20, 2004; that the Chief of Police or his designee compile a list of all contributions; and that the City Council finds a public purpose in the distribution of items donated for the purpose of serving as door prizes and any donated refreshments to race participants and volunteers working the event that serves to raise funds for the Police Department's D.A.R.E. program. [Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]
- 4M.** A Resolution of the City of El Paso, Texas, supporting a delay of retail competition for El Paso Electric Company.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]

- 4N.** That the Mayor be authorized to sign an Agreement with JEWISH FAMILY AND CHILDREN SERVICE, A CONSTITUENT AGENCY OF THE JEWISH FEDERATION OF EL PASO to provide One (1) 32 gallon bin for a service fee of \$5.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 1)**  
[Solid Waste Management, Emma Acosta, (915) 621-6719]
- 4O.** That the Mayor be authorized to sign an Agreement with AMIGO FURNITURE to provide One (1) Four (4) cubic yard container for a service fee of \$15.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 3)** [Solid Waste Management, Emma Acosta, (915) 621-6719]
- 4P.** That the Mayor and City Council approve the Memorial Tree Program Policies and Procedures (Attachment "A"), which program facilitates the acceptance and use of donations from the community for the planting and maintenance of memorial trees on city property. [Street Department, Daryl W. Cole, (915) 621-6750]
- 4Q.** That the Mayor and City Council approve the Tree and Plant List (Attachment "A"), which was created and approved by the City of El Paso Tree Board. The List will be utilized by all City Departments in the planting and maintenance of trees and plants on city property. [Street Department, Daryl W. Cole, (915) 621-6750]
- 5.** Notice to set a public hearing to be held on June 22<sup>nd</sup>, 2004 to determine if the property located at 11661 Norman Montion Drive in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 25<sup>th</sup>, 2004. The owner of record as of March 23<sup>rd</sup>, 2004, Ida M. Poole, 11661 Norman Montion Drive, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$9,214.00. **(District 5)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 6.** Request that the street and drainage improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 6)**

Subdivision: Rancho Los Mesquites Unit Three  
 Owner/Developer: Tropicana Homes Inc.  
 Consultant: CEA Engineering Group

Street Improvements:

Ariel Rico Court - from the northeast subdivision boundary line to the southwest subdivision boundary line

Drainage Improvements:

Retention Ponding Area - at Lot 48, Block 1 with a 1.201 ac. Area and a 5.281 ac-ft. Capacity; 1-Thrust Block Structure with Rock Rip-Rap; 61.80 ft. of 30" R.C.P.; 1019.13 ft. X 6 ft. high Rock Wall Fence around the ponding area perimeter; 120 ft. x 5 ft. Concrete Sidewalk and 370 ft. x 4 ft. Concrete Sidewalk with 2-5 ft. x 5 ft. passing zones 20 ft.; wide Concrete Drive Way; 1-18 ft. Double Swing Gate; and 1-Pond Depth Gauge

20 ft. Drainage Easement - between Lots 9 and 10, and Lots 36 and 37, Block 2, 216 ft. of 30" R.C.P.

Storm Drainage System - located at Ariel Rico Court; 4-2 Grate Drop Inlet Type I; 36 ft. of 24" R.C.P.; and 36 ft. of 30" R.C.P.

[Engineering Department, Bashar Abugalyon, (915) 541-4157]

- 7. REINSTATEMENT(S):** Request for name(s) to be placed on Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:

**7A.** Munoz, Rosemary – Clerk Typist III

[Police Department, Interim Deputy Chief Paul Cross, (915) 564-7039]

**7B.** Jaime, Rodolfo – Auto Shop Helper

[Sun Metro, Terry Lee Scott, (915) 534-5810]

- 8.** Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Auto Service Worker II (1)

[Mass Transit, Terry Lee Scott, (915) 534-5810]

- 9. BOARD RE-APPOINTMENTS:**

**9A.** Roberto Guerra to the Revolving Loan Fund Board by Mayor Joe Wardy.

[Mayor's Office, Adrian Ocegueda, (915) 541-4145]

**9B.** Larry Madrid to the Revolving Loan Fund Board by Mayor Joe Wardy.

[Mayor's Office, Adrian Ocegueda, (915) 541-4145]

- 10. BOARD APPOINTMENT:**

**10A.** Robert C. Schulz to the Community Advisory Panel for the City Manager Hiring Process by Representative Paul J. Escobar, District 6.

[Representative Paul J. Escobar, (915) 541-4182]

**10B.** Jane Ratcliff to the Retired and Senior Volunteer Program Advisory Council by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]

**10C.** Pat Valdez-Rios to the Greater El Paso Civic, Convention, and Tourism Advisory Board by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]

**11. GUARDRAIL INSTALLATIONS:**

- 11A.** Authorize installation of guardrail at 7273 Barker Road. Cost \$657.02.  
(District 3) [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 11B.** Authorize installation of guardrail at 8926 Ayeta Lane. Cost \$1,214.63.  
(District 6) [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

**12.** Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]

- 12A.** PID #A152-999-0010-7100, \$1,350.63 per month installments on a balance of \$8,103.78 for 1999, 2000 & 2001 taxes; Jose A. Jr., & Zulema Marquez – 6209 Airport Rd.  
(District 2)
- 12B.** PID #G686-999-1050-8200, \$675.33 per month installments on a balance of \$4,051.98 for 1996 and 1997 taxes; Cesar E. Stark – 3530 Dyer. (District 2)
- 12C.** PID #M056-999-0070-5100, \$138.78 per month installments on a balance of \$2,498.04 for 2003 taxes; Luz Duran – 2729 Wheeling. (District 2)
- 12D.** PID #M488-999-0030-7900, \$848.45 per month installments on a balance of \$5,090.70 for 1996, 1997 & 1998 taxes; Martha Sylvia Navarro – 3103 Cypress. (District 8)
- 12E.** PID #M576-999-0060-4100, \$231.92 per month installments on a balance of \$2,783.04 for 2003 taxes; Jorge Rivas – 3711 Laguna. (District 1)
- 12F.** PID #'s S917-999-002J-7000 & S917-999-002J-7050, \$1,539.86 per month installments on a balance of \$9,239.16 for 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001 & 2002 taxes; Jose L. & Olga Robles – 4430 Vulcan. (District 2)

**13. APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]

- 13A.** Household Mortgage Services in the amount of \$3,733.42, overpayment of 2003 taxes. (PID #A642-999-0270-9936)
- 13B.** First American Real Estate Tax Service in the amount of \$4,835.11 overpayment of 2003 taxes. (PID #C340-999-0200-0100)
- 13C.** Washington Mutual in the amount of \$2,534.32, overpayment of 2002 taxes. (PID #C815-999-0040-0600)
- 13D.** Washington Mutual in the amount of \$3,520.74, overpayment of 2003 taxes. (PID #H415-999-0080-1900)
- 13E.** Land America in the amount of \$5,294.86, overpayment of 2003 taxes. (PID #H454-999-0080-0100)
- 13F.** Lereta National City in the amount of \$27,720.41, overpayment of 2003 taxes. (PID #I900-999-0010-0950)
- 13G.** Washington Mutual in the amount of \$2,605.19, overpayment of 2003 taxes. (PID #L213-000-0160-1100)
- 13H.** Lone Star Title in the amount of \$2,307.11, overpayment of 2003 taxes. (PID #L721-999-0010-0900)
- 13I.** First American Real Estate Tax Service in the amount of \$19,557.09, overpayment of 2003 taxes. (PID #L790-000-0010-0100)
- 13J.** Chase Manhattan Mortgage Corp. in the amount of \$2,541.36, overpayment of 2003 taxes. (PID #M344-999-0070-3100)

- 13K.** Jorge & Aime Serna in the amount of \$9,454.14, overpayment of 2003 taxes.  
(PID #M791-9999-0010-0500)
  - 13L.** Washington Mutual in the amount of \$2,636.85, overpayment of 2003 taxes.  
(PID #P605-999-0090-0200)
  - 13M.** National City c/o Land America in the amount of \$2,440.40, overpayment of 2002 taxes.  
(PID #P133-999-0190-5600)
  - 13N.** Circle K Stores, Inc. in the amount of \$6,525.41, overpayment of 2003 taxes.  
(PID #V893-999-1590-0700)
  - 13O.** Washington Mutual in the amount of \$2,341.23, overpayment of 2003 taxes.  
(PID #V893-999-5230-2800)
  - 13P.** Washington Mutual in the amount of \$2,324.57, overpayment of 2003 taxes.  
(PID #V897-999-0290-1300)
  - 13Q.** Washington Mutual in the amount of \$2,348.25, overpayment of 2002 taxes.  
(PID #V897-999-0520-3700)
  - 13R.** National City Mortgage in the amount of \$2,534.74, overpayment of 2002 taxes.  
(PID #W145-999-0300-0300)
  - 13S.** Washington Mutual in the amount of \$4,273.32, overpayment of 2002 taxes.  
(PID #W418-999-0040-0300)
- 14.** Request that the Director of Purchasing be authorized to issue sole source purchase orders as necessary to Zoll Medical Corporation. Zoll Medical Corporation is the sole source for designing, manufacturing and marketing of integrated line of proprietary non-invasive resuscitation devices, parts, accessories, and disposable electrodes including M series model Defibrillators/Monitors/Pacemakers. Contract period May 25, 2004 through May 24, 2005 and/or any extension thereof. Contract 2000-263.

Department: Fire Department  
 Funds available: 22010319-01101-503112  
 Funding source: Operating Account-Clinical & Medical Supplies  
 Total award: \$47,000.00 (estimated yearly)  
 [Purchasing Department, Ray Heredia, (915) 541-4316]

**15. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

Bid No.: 2004-144 Janitorial Services-Richard Burgess Library  
 Award to: The Eagle Janitorial Services  
 El Paso, TX  
 Item (s): 1  
 Amount: \$15,033.60 (year)

Department: Municipal Services, Maintenance Dept.  
 Funds available: 31010326-01101-502206  
 Funding source: Operating Account - Janitorial Maintenance Svcs Contract  
 Total award: \$45,100.80  
**District (s): 4**

Municipal Services Department and Purchasing recommend awards as indicated as this vendor has provided the Best Value Bid Procurement meeting specifications.



This is a thirty-six (36) month contract with no option to extend the term of this contract. Additionally, The Eagle Janitorial Services offers a 3% 20 days prompt payment discount. [Purchasing Department, Ray Heredia, (915) 541-4316]

**16. BID:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Bid No.: 2004-169 Washing of Heavy Duty Equipment (Rebid)  
 Award to: Vendor #1 Blue Beacon International  
 El Paso, TX  
 Item (s): Group 1 All  
 Amount: \$125,000.00 (estimated year)

Vendor #2 A&E Truck & Car Wash Co.  
 El Paso, TX  
 Item (s): Group 2 All  
 Amount: \$50,000.00 (estimated year)

Department: Fleet Services  
 Funds available: 37370510-45202-503125  
 Funding source: Fleet Services-Inventory Sales - Equipment Outside Repairs  
 Total award: \$525,000.00  
 District (s): All

The Fleet Services Department and Purchasing Departments recommend award as indicated to the lowest responsive offers meeting specifications, from responsible parties.

This is a thirty-six (36) month contract with no option to extend the contract.  
 [Purchasing Department, Ray Heredia, (915) 541-4316]

**17. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]**17A. BT2004-737 PARKS AND RECREATION**

This budget transfer recognizes actual revenues from Parkland Dedication fees and appropriates money to be used for parks construction within the same park zone as the development that generated the revenue. Parkland Dedication fees are paid by developers based upon City Ordinance.

Increase	\$	300	to	51159242/P51800080916148/405072	Parkland Ded
Increase	\$	300	to	51159242/P51800080916148/508004	Parkland Ded
Increase	\$	36,800	to	51159242/P51800015916133/405072	Parkland Ded
Increase	\$	36,800	to	51159242/P51800015916133/508004	Parkland Ded
Increase	\$	3,000	to	51159242/P51800015916133/405072	Parkland Ded
Increase	\$	3,000	to	51159242/P51800015916133/508004	Parkland Ded
Increase	\$	93,300	to	51159242/P51800086416204/405072	Parkland Ded
Increase	\$	93,300	to	51159242/P51800086416204/508004	Parkland Ded
Increase	\$	1,800	to	51159242/P51800086516205/405072	Parkland Ded
Increase	\$	1,800	to	51159242/P51800086516205/508004	Parkland Ded
Increase	\$	42,340	to	51159242/P51800083616175/405072	Parkland Ded
Increase	\$	42,340	to	51159242/P51800083616175/508004	Parkland Ded
Increase	\$	3,000	to	51159242/P51800083616175/405072	Parkland Ded

Increase	\$ 3,000	to	51159242/P51800083616175/508004	Parkland Ded
Increase	\$3,181.20	to	51159242/P51800015416128/405072	Parkland Ded
Increase	\$3,181.20	to	51159242/P51800015416128/508004	Parkland Ded
Increase	\$1,800.00	to	51159242/P51800015316127/405072	Parkland Ded
Increase	\$1,800.00	to	51159242/P51800015316127/508004	Parkland Ded
Increase	\$1,200.00	to	51159242/P51800083616175/405072	Parkland Ded
Increase	\$1,200.00	to	51159242/P51800083616175/508004	Parkland Ded
Increase	\$ 5,793	to	51159242/P51800008216056/405072	Parkland Ded
Increase	\$ 5,793	to	51159242/P51800008216056/508004	Parkland Ded
Increase	\$ 27,300	to	51159242/P51800011316087/405072	Parkland Ded
Increase	\$ 27,300	to	51159242/P51800011316087/508004	Parkland Ded
Increase	\$ 300	to	51159242/P51800005016024/405072	Parkland Ded
Increase	\$ 300	to	51159242/P51800005016024/508004	Parkland Ded

**17B. BT2004-758 OFFICE OF MANAGEMENT AND BUDGET**  
To set up Budget for the Mission Trails Farmer's Market.

Increase	\$23,340	to	51500051/50115/404004	GenAdmRev
Increase	\$ 6,400	to	51500051/50115/405065	MiscNonOp
Increase	\$ 1,000	to	51500051/50115/503102	Promo Sup
Increase	\$ 2,500	to	51500051/50115/502302	PrtShopAlloc
Increase	\$ 6,500	to	51500051/50115/507000	Interfd Trf
Increase	\$ 8,000	to	51500051/50115/502411	LeasesNOC
Increase	\$ 1,200	to	51500051/50115/504100	Electricity
Increase	\$ 540	to	51500051/50115/504002	Paging Servs
Increase	\$ 8,000	to	51500051/50115/508009	Furn&Fixtures
Increase	\$ 2,000	to	51500051/50115/502116	Promotional

**18. APPLICATION FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

Jose R. Sanchez to block off Kyle St. between Comanche and Sue Hall St. on June 12, 2004 from 5:00 p.m. to 8:30 p.m. and June 13, 2004 from 8:00 a.m. to 8:30 p.m. for a block party (matachines). Approximately 100 persons will take part and 50 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Devices". PERMIT NO. 04-044

**(District 3)** [Jose R. Sanchez/Carmen Sanchez]

## **REGULAR AGENDA**

**19. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

**19A.** An Ordinance amending Ordinance Numbers 009918, 010482, 010544, 011098, 011779, 012466 and 013481 which established and amended the Andy and Syd Cohen Stadium Lease between the City Of El Paso and the El Paso Diablos, Inc., which was subsequently assigned to El Paso Baseball Club, LLC, to revise the obligation to pay rent as set forth in said Lease. **(District 4)**  
[City Attorney's Office, Sylvia Borunda-Firth, (915) 541-4550]

- 19B.** An Ordinance amending the 2025 Proposed Thoroughfare System as detailed in the Map Atlas of The Plan for El Paso and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended. (Riverbend Drive). **(District 8)**

[Planning Research and Development, Chuck Kooshian, (915) 541-4632]

- 19C.** An Ordinance amending the 2025 Proposed Thoroughfare System as detailed in the Map Atlas of The Plan for El Paso and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended. (Billy the Kid Drive). **(District 6)**

[Planning Research and Development, Chuck Kooshian, (915) 541-4632]

**PUBLIC HEARING WILL BE HELD ON JUNE 8, 2004 FOR ITEMS 19A - 19C**

- 19D.** An Ordinance changing the zoning of a portion of Tract 1, Block 6, Christy Tract in Block 31, Ysleta Grant, El Paso, El Paso County, Texas (Schwabe Road) from R-F (Ranch-Farm) to R-3A (Residential). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00049. Applicant/Representative: Adolfo & Rosa Lopez, 1135 Rio Vista, El Paso, TX 79927 **(District 7)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 19E.** An Ordinance changing the zoning of Lots 18, 19, 20, 21 and 22, Block 2, Bassett Commercial Complex Unit 1, El Paso, El Paso County, Texas (6400 Gateway East Blvd.) from A-O (Apartment-Office) to C-1 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00051. Applicant: El Paso Board of Realtors/ Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 3)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 19F.** An Ordinance granting Special Permit No. ZON04-00023 to allow for a parking reduction for the property described as Lots 7 - 10, Block 266, Campbell Addition, El Paso, El Paso County, Texas, pursuant to Section 20.64.175 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Pauline Shaheen / Representative: Mixer Engineering, Inc.; 6712 Mesa Grande Avenue, El Paso, TX 79912. **(District 8) THIS IS AN APPEAL CASE.**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 19G.** An Ordinance granting Special Permit No. ZON04-00024 to satisfy parking requirements for Parcel 1, described as Lots 7 - 10, Block 266, Campbell Addition, El Paso, El Paso County, Texas, by allowing off-site, off-street parking on the following parcels described as follows: Parcel 2, Lots 11 - 12, Block 266, Campbell Addition, El Paso, El Paso County, Texas; Parcel 3, a portion of Lot 18 and the West 60 feet of Lots 19 and 20, Block 266, Campbell Addition, El Paso, El Paso County, Texas; Parcel 4, the East 40 feet of Lot 1 and the South 15.5 feet of the East 40 feet of Lot 2, Block 266, Campbell Addition, El Paso, El Paso County, Texas; and Parcel 5, the South 13 feet of Lot 15 and all of Lot 16, Block 266, Campbell Addition, El Paso, El Paso County, Texas, pursuant to Sections 20.22.040 and 20.42.040 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Pauline Shaheen / Representative: Mixer Engineering, Inc.; 6712 Mesa Grande Avenue, El Paso, TX 79912. **(District 8) THIS IS AN APPEAL CASE.**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 19H.** An Ordinance granting Special Permit No. ZON04-00047, to allow for a planned residential development on Tract 1C2, Block 9, Upper Valley Surveys, El Paso, El Paso County, Texas pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Ramon Garcia / Representative: Sergio I. Aguilar; 2704 Idalia Avenue, El Paso, TX 79930. **(District 1)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 19I.** An Ordinance changing the zoning of Parcel 1: Lot 2 and a portion of Lot 1, Block 1, Las Flores Subdivision Unit 4, El Paso, El Paso County, Texas from P-C/sc (Planned Commercial District/special contract) to C-2/sc (Commercial/special contract); and Parcel 2: A portion of Lot 1, Block 1, Las Flores Subdivision Unit 4, El Paso, El Paso County, Texas from P-C/sc (Planned Commercial District/special contract) to C-3/sc (Commercial/special contract). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: BD & LW Properties, L.P. / Representative: Roe Engineering, L.C.; 601 N. Cotton Avenue, Suite 6, El Paso, TX 79902. ZON04-00050 **(District 7)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**PUBLIC HEARING WILL BE HELD ON JUNE 15, 2004 FOR ITEMS 19D – 19I**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**20. DISCUSSION AND ACTION – MAYOR AND COUNCIL:**

- 20A.** Discussion and action on a resolution expressing the will of the El Paso City Council regarding "deregulation" of electric services in the City of El Paso.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]
- 20B.** Staff briefing on landfill operational and management issues.  
[Mayor & Council, Jim Martinez, (915) 541-4015]
- 20C.** Discussion and action on the use of City land as an economic development tool and the impact of the PSB's proposed amendment of the terms of the 1965 Memorandum of Policies Concurred in by the City Council and the Public Service Board (1965 memorandum). [Representative Daniel S. Power, (915) 541-4189]

**21. PUBLIC HEARING – BUILDING PERMITS & INSPECTIONS:**

An Ordinance granting a special privilege to The Central Business Association of El Paso, Inc., to permit temporary sidewalk vending for participating merchants within certain public rights-of-way in Downtown El Paso from May 26, 2004 through July 3, 2004. (Fee: \$100.00 per 3' x 9' vending area or \$200.00 per 6' x 9' vending area, SP-04006) **(District 8)**  
[Building Permits and Inspections, Raymond Bonilla, (915) 541-4767]

**22. PUBLIC HEARINGS – PLANNING, RESEARCH & DEVELOPMENT:**

- 22A.** An Ordinance Granting Special Permit No. ZON04-00040 to satisfy parking requirements for Parcel 1, described as Lot 8, Block 2, Sahara Subdivision, El Paso, El Paso County, Texas (9930 Dyer Street), by allowing off-street parking on Parcel 2, described as Lot 25 Block 2, Sahara Subdivision (Taj Mahal Street), pursuant to Section 20.14.040, and the penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: C-1 (Commercial) and R-4 (Residential). Applicant/Representative: Sang Morgan, 9952 Taj Mahal, El Paso, TX. 79924 **(District 4)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 22B.** An Ordinance Granting Special Permit No. ZON04-00042, to allow for a convalescent home on a portion of Lots 14 and 15, Block 46, Pebble Hills Subdivision, El Paso, El Paso County, Texas (3113 Forney Lane) pursuant to Section 20.28.040, and the penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZONE: A-O/sc (Apartment-Office/special contract). Applicant: Alexander MacKinnon/ Representative: Yolanda Soltero, 3108 Gaston, El Paso, TX 79935 **(District 5)**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 22C.** An Ordinance changing the zoning of a portion of Tract 225, Sunrise Acres No. Two, El Paso, El Paso County, Texas (4650 Vulcan Drive) from R-4 (Residential) to A-M (Apartment-Mobile Home Park). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Martha P. Yee / Representative: Luis De La Cruz; 9013 Lait Drive, El Paso, TX 79925. ZON04-00045 **(District 2)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 22D.** An Ordinance changing the zoning of Tracts 17C165, 17C166, 17C167, 17C168, Block 79, Section 8, Township 3, Texas and Pacific Railway Company Surveys, El Paso, El Paso County, Texas (Joe Battle Boulevard North Vista del Sol Drive) from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: EP Rhino II, L.P. / Representative: Conde, Inc.; 1790 Lee Treviño Drive, Suite 400, El Paso, TX 79936. ZON04-00039 **(District 6)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 22E.** An Ordinance vacating a portion of Hawthorne Street out of Alexander Addition, an unrecorded map in the City of El Paso, El Paso County, Texas. **(District 8)**

[Planning, Research & Development, Rudy Valdez, 541-4635]

**23. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:**

- 23A.** Public hearing to determine if the property located at 3303 Frutas Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Margarita Alvarez, 3544 East Glen Drive, #B, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$4,111.73. **(District 8)**

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 23B.** Public hearing to determine if the property located at 7657 Alameda Avenue Apts. #1, #2 & #4, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 28<sup>th</sup>, 2003. The owners of this property, Gonzalo and Tomasa De La Rosa, Owners, 9697 Omelveny Avenue, Pacoima, CA 91331-4158 and Herbert De La Rosa, 1152 Morgan Marie Street, El Paso, Texas 79936, have been notified of the violations at this property. Delinquent taxes in the amount of \$9,148.23. **(District 3)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 23C.** Public hearing to determine if the property located at 3718 E. San Antonio, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 10<sup>th</sup>, 2004. The owner of record as of March 23<sup>rd</sup>, 2004, Luisa N. Aguilar, 1010 E. Cliff Dr., El Paso, Texas 79902, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 3)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 23D.** Public hearing to determine if the property located at 11260 Montana Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 23<sup>rd</sup>, 2004. The owners of this property, Bob Cass, P. O. Box 1697, Clint, Texas 79836, Betty Jean Cass Best, P. O. Box 1697, Clint, Texas 79836, June Cass Bourland, 6496 S. Teller Court, Littleton, Colorado 80123, RimFire Industries, P. O. Box 513, Clint, Texas 79836, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 5)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 23E.** Public hearing to determine if the property located at 148-150 N. Brown Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated October 2002. The owner of this property, Carlos Escobedo, 10540 Kendall Street, El Paso, Texas 79924, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 24.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)
- Section 551.071 CONSULTATION WITH ATTORNEY  
 Section 551.072 DELIBERATION REGARDING REAL PROPERTY  
 Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS  
 Section 551.074 PERSONNEL MATTERS  
 Section 551.076 DELIBERATION REGARDING SECURITY DEVICES  
 Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 24A.** City Attorney's Office authorization to settle the City's subrogation interests. (551.071) [City Attorney's Office, Guadalupe Cuellar, (915) 541-4550]
- 24B.** City Attorney's Office authorization to settle lawsuits and claims filed by or against the City of El Paso. (551.071)  
[City Attorney's Office, Lisa A. Elizondo, (915) 541-4550]
- 24C.** Subrogation Claim Regarding Timothy G. Rogers. (551.071)  
[City Attorney's Office, Michael Moffeit, (915) 541-4550]
- 24D.** Texas Commission on Environmental Quality (TCEQ) Air Quality Permit No. 20345 Renewal, TCEQ Docket No. 2004-0049-AIR (551.071)  
[City Attorney's Office, Raymond L. Telles, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY  
AT THE ADDRESS BELOW:**

<http://www.elpasotexas.gov>